

Dec 18, 2017

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

GEORGE WYATT, JR,

Plaintiff,

v.

DONALD TRUMP, et al.,

Defendants.

NO: 2:17-CV-00424-SMJ

ORDER DISMISSING ACTION

Without paying the filing fee or submitting an application to proceed *in forma pauperis*, Plaintiff submitted what appears to be a complaint and a holiday greeting card. ECF No. 1. The complaint references cases in the Southern District of New York and the Northern District of Texas. It names Lisa M. Hill Wyatt as a co-plaintiff.

Plaintiff presents no facts from which the Court could infer that the Eastern District of Washington is the appropriate venue for his claims. *See* 28 U.S.C. § 1391(b). None of the claims appear to have occurred here and none of the Defendants reside here.

ORDER DISMISSING ACTION -- 1

1 When venue is improper, the district court has the discretion to either
2 dismiss the case or transfer it “in the interest of justice.” *See* 28 U.S.C. § 1406(a).
3 The Court finds that the interest of justice would not be served by transferring this
4 case to another forum.


5 A review of other Court’s records indicate that Mr. Wyatt is precluded from
6 proceeding *in forma pauperis* under 28 U.S.C. 1915(g), absent a showing that he is
7 under imminent danger of serious physical injury. *See Wyatt v. Dallas Sheriff*
8 *Dep’t*, No. 11-CV-115 (N.D. Tx. Feb. 25, 2011). The Court finds Plaintiff’s
9 allegations difficult to decipher and cannot infer from what is presented that
10 Plaintiff has made the requisite showing.

11 Accordingly, **IT IS HEREBY ORDERED:**

- 12 **1.** This case is **DISMISSED** without prejudice for lack of venue. *See In re*
13 *Hall*, 939 F.2d 802, 804 (9th Cir. 1991).
- 14 **2.** The Clerk of Court is **DIRECTED** to enter this Order, provide a copy to
15 Plaintiff and **CLOSE** the file.
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1 3. The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal of this
2 Order would not be taken in good faith and would lack any arguable basis in
3 law or fact.

4 **DATED** this 18th day of December 2017.

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6 SALVADOR MENDOZA, JR.
7 United States District Judge
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